

***SCOTTSDALE CITY COUNCIL***

***SPECIAL MEETING MINUTES***

***TUESDAY, FEBRUARY 3, 2004***

***CITY HALL KIVA  
3939 DRINKWATER BOULEVARD  
SCOTTSDALE AZ 85251***

**MINUTES**  
**SCOTTSDALE CITY COUNCIL**  
**SPECIAL MEETING**  
**Tuesday, February 3, 2004**

**CALL TO ORDER**

Mayor Manross called to order a Special Meeting of the Scottsdale City Council on Tuesday, February 3, 2004 in the Kiva, City Hall, at 4:04 P.M.

**ROLL CALL**

Present: Mayor Mary Manross  
Vice Mayor Wayne Ecton  
Council Members Robert Littlefield, Ned O'Hearn, Roberta Pilcher,  
David Ortega, and Tom Silverman

Also Present: City Manager Jan Dolan  
City Attorney Joseph Bertoldo  
City Clerk Carolyn Jagger

1. Brief update on status of negotiations for the following parcel for inclusion in the McDowell Sonoran Preserve: 40 acres of land located on the west side of 128<sup>th</sup> Street, north of the Cactus Road Alignment (Skyridge). A.R.S. 38-431.03 (A)(3), (A)(4) and (A)(7). Contact(s): Ed Gawf, Deputy City Manager, 480-312-4510, [egawf@scottsdaleaz.gov](mailto:egawf@scottsdaleaz.gov); Robert Cafarella, Director of Preservation, 480-312-2577, [rcafarella@scottsdaleaz.gov](mailto:rcafarella@scottsdaleaz.gov); Joseph Bertoldo, City Attorney, 480-312-2478, [jbortoldo@scottsdaleaz.gov](mailto:jbortoldo@scottsdaleaz.gov); Donna Bronski, Deputy City Attorney, 480-312-2624, [dbronski@scottsdaleaz.gov](mailto:dbronski@scottsdaleaz.gov)
2. Brief update on status of negotiations for acquisition of right-of-way along the east side of Pima Road and south of the intersection of Pima and Happy Valley Roads; and possible settlement of various law suits regarding figures on poles, sheds and related issues on property located at the southeast corner of Pima and Happy Valley Roads, owned by Happy Peak, Inc. A.R.S. 38-431.03 (A)(3), (A)(4) and (A)(7). Contact(s): Ed Gawf, Deputy City Manager, 480-312-4510, [egawf@scottsdaleaz.gov](mailto:egawf@scottsdaleaz.gov); Robert Cafarella, Director of Preservation, 480-312-2577, [rcafarella@scottsdaleaz.gov](mailto:rcafarella@scottsdaleaz.gov); Joseph Bertoldo, City Attorney, 480-312-2478, [jbortoldo@scottsdaleaz.gov](mailto:jbortoldo@scottsdaleaz.gov); Donna Bronski, Deputy City Attorney, 480- 312-2624, [dbronski@scottsdaleaz.gov](mailto:dbronski@scottsdaleaz.gov)
3. Brief update on status of negotiations for acquisition of a portion of the following parcel for inclusion in the McDowell Sonoran Preserve: 780 acres of land located between Bell Road and Union Hills Road, at approximately 104<sup>th</sup> Street. A.R.S. 38-431.03 (A)(3), (A)(4) and (A)(7). Contact(s): Ed Gawf, Deputy City Manager, 480-312-4510, [egawf@scottsdaleaz.gov](mailto:egawf@scottsdaleaz.gov); Robert Cafarella, Director of Preservation, 480-312-2577, [rcafarella@scottsdaleaz.gov](mailto:rcafarella@scottsdaleaz.gov); Joseph Bertoldo, City Attorney, 480-312-2478, [jbortoldo@scottsdaleaz.gov](mailto:jbortoldo@scottsdaleaz.gov); Donna Bronski, Deputy City Attorney, 480- 312-2624, [dbronski@scottsdaleaz.gov](mailto:dbronski@scottsdaleaz.gov)

City Attorney Bertoldo stated that the status of the negotiations on the above three cases would be provided to Council during the Executive Session Meeting.

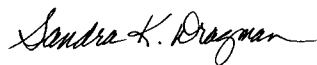
4. Motion to recess into Executive Session for legal advice and to consider the City's position and instruct its representatives and attorneys regarding negotiations for:
  - a. The following parcel for inclusion in the McDowell Sonoran Preserve: 40 acres of land located on the west side of 128<sup>th</sup> Street, north of the Cactus Road Alignment (Skyridge). A.R.S. 38-431.03 (A)(3), (A)(4) and (A)(7).
  - b. Acquisition of right-of-way along the east side of Pima Road and south of the intersection of Pima and Happy Valley Roads; and possible settlement of various law suits regarding figures on poles, sheds and related issues on property located at the south east corner of Pima and Happy Valley Roads, owned by Happy Peak, Inc. A.R.S. 38-431.03 (A)(3), (A)(4) and (A)(7).
  - c. Acquisition of a portion of the following parcel for inclusion in the McDowell Sonoran Preserve: 780 acres of land located between Bell Road and Union Hills Road, at approximately 104<sup>th</sup> Street. A.R.S. 38-431.03 (A)(3), -(A)(4) and (A)(7).

COUNCILMAN SILVERMAN MOVED TO RECESS INTO EXECUTIVE SESSION.  
COUNCILMAN ORTEGA SECONDED THE MOTION, WHICH CARRIED 7-0.

#### **ADJOURNMENT**

With no further business to discuss, Mayor Manross adjourned the meeting at 4:07 P.M.

#### **SUBMITTED BY:**



**Sandy Dragman**  
**Recording Secretary**

#### **REVIEWED BY:**

**Carolyn Jagger**  
**City Clerk**

## **C E R T I F I C A T E**

I hereby certify that the foregoing Minutes are a true and correct copy of the Minutes of the Special Meeting of the City Council of Scottsdale, Arizona held on the 3rd day of February 2004.

I further certify that the meeting was duly called and held, and that a quorum was present.

**DATED** this 4th day of February 2004.

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**CAROLYN JAGGER**  
**City Clerk**